

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/924,325	08/08/2001	Peter John D. Wickham	3869/012

Rackman & Reisman, P.C.
270 Madison Avenue
New York, NY 10016-0601

CONFIRMATION NO. 3579
FORMALITIES LETTER



OC00000006555805

Date Mailed: 09/14/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/23/2001 MBERHE 0000024 09924325

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Sector 3
3869-12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : PETER JOHN DEACON WICKHAM
Serial No. : 09/924,325
Filed : AUGUST 8, 2001
Group No. : pending
Examiner : pending
For : RESPIRATORY APPARATUS WITH IMPROVED FLOW-
FLATTENING DETECTION

Assistant Commissioner for Patents
Washington, DC 20231

TRANSMITTAL OF MISSING PARTS

Sir:

The Applicant hereby transmits the following in response to the Notice of Missing parts dated September 14, 2001:

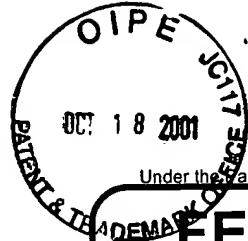
- (1) Copy of Notice of Missing Parts;
- (2) Declaration and Power of Attorney; and
- (3) Check in the amount of \$130.00 and fee transmittal form in duplicate; and
- (4) Postcard for return;

I hereby certify that the foregoing documents are being deposited with the United States Postal Service, Express Mail, Post Office to Addressee in an envelope addressed to the Commissioner for Patents, Box Patent Application, Washington, DC 20231 on the date below.
(Express Mail label:)

GOTTLIEB, RACKMAN & REISMAN, P.C.
Attorneys for Applicant
270 Madison Avenue
New York, New York 10016
(212) 684-3900


Raymond B. Churchill, Jr. Reg. No. 44,617

Dated: October 18, 2001



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEET TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	09/875,326
Filing Date	JUNE 6, 2001
First Named Inventor	PETER JOHN D. WICKHAM
Examiner Name	pending
Group Art Unit	pending
Attorney Docket No.	3869-012

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **07-1730**
 Deposit Account Name _____

Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.
See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	710	201 355 Utility filing fee	_____
106	320	206 160 Design filing fee	_____
107	490	207 245 Plant filing fee	_____
108	710	208 355 Reissue filing fee	_____
114	150	214 75 Provisional filing fee	_____

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
_____	_____	-20** = 0	X _____	= 0.00
_____	_____	- 3** = 0	X _____	= 0.00
Multiple Dependent _____				

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203 9 Claims in excess of 20
102	80	202 40 Independent claims in excess of 3
104	270	204 135 Multiple dependent claim, if not paid
109	80	209 40 ** Reissue independent claims over original patent
110	18	210 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65 Surcharge - late filing fee or oath	130.00
127	50	227 25 Surcharge - late provisional filing fee or cover sheet	_____
139	130	139 130 Non-English specification	_____
147	2,520	147 2,520 For filing a request for ex parte reexamination	_____
112	920*	112 920* Requesting publication of SIR prior to Examiner action	_____
113	1,840*	113 1,840* Requesting publication of SIR after Examiner action	_____
115	110	215 55 Extension for reply within first month	_____
116	390	216 195 Extension for reply within second month	_____
117	890	217 445 Extension for reply within third month	_____
118	1,390	218 695 Extension for reply within fourth month	_____
128	1,890	228 945 Extension for reply within fifth month	_____
119	310	219 155 Notice of Appeal	_____
120	310	220 155 Filing a brief in support of an appeal	_____
121	270	221 135 Request for oral hearing	_____
138	1,510	138 1,510 Petition to institute a public use proceeding	_____
140	110	240 55 Petition to revive - unavoidable	_____
141	1,240	241 620 Petition to revive - unintentional	_____
142	1,240	242 620 Utility issue fee (or reissue)	_____
143	440	243 220 Design issue fee	_____
144	600	244 300 Plant issue fee	_____
122	130	122 130 Petitions to the Commissioner	_____
123	130	123 130 Petitions related to provisional applications	_____
126	180	126 180 Submission of Information Disclosure Stmt	_____
581	40	581 40 Recording each patent assignment per property (times number of properties)	_____
146	710	246 355 Filing a submission after final rejection (37 CFR § 1.129(a))	_____
149	710	249 355 For each additional invention to be examined (37 CFR § 1.129(b))	_____
179	710	279 355 Request for Continued Examination (RCE)	_____
169	900	169 900 Request for expedited examination of a design application	_____
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 130.00)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Raymond B. Churchill, Jr.	Registration No. (Attorney/Agent)	44,617	Telephone	212-684-3900	
Signature					Date	October 18, 2001

WARNING: Information in this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization in PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.